IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CIVIL APPELLATE JURISDICTION.

WRIT PETITION NO.3963 OF 2006

1. Shri Shamrao Shankar Shenavi & anr. Petitioners

Vs

Smt Sushila Dinkar Kalyankar, .. Respondent.

Mr. G.N.Salunkhe i/b Mr V.S.Kokitkar, for the petitioners.

CORAM : D.B.BHOSALE,J.
DATE : 21.08.2006

PC:

1. Heard the learned counsel for the petitioners.

2. This petition is directed against the concurrent findings recorded by the courts below by which the application at Exhibit-5 filed by the respondent -plaintiff came to be allowed. Keeping in view the nature of the relief that has been granted by the courts below and considering that there are concurrent findings recorded by both the Courts below and as I find that there is sufficient material on record to sustain those findings and considering the extremely limited jurisdiction of this Court under Article 227 of the Constitution of India to disturb the findings of fact, the present writ petition cannot be entertained, it is dismissed as such.

. The trail Court shall decide the suit bearing R.C.S.No. 96 OF 2004 as expeditiously as possible and preferably on or before 30.4.2007 on merits in accordance with law and uninfluenced by the observations made in the present proceedings.

(D.B.BHOSALE,J.)